

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-21722 of 2019

Date of decision: - 20.08.2019

Chote Lal

....Petitioner

Versus

Haryana State Federation of Consumers' Co-operative Wholesale
Stores Limited

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Dhiraj Chawla, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

The grievance which is being raised by the petitioner in the present writ petition is that before he superannuated on 31.08.2016, a charge-sheet was served upon him on 27.04.2016 (Annexure P-2) and due to pendency of the said charge-sheet, his retiral benefits are being withheld.

Learned counsel for the petitioner argues that petitioner had already rebutted the charges levelled against him in the said charge-sheet by filing reply on 13.05.2016 (Annexure P-3) but even after an expiry of three years, no action has been taken by the respondents to finalize the same.

Learned counsel for the petitioner argues that pendency of the charge-sheet is causing prejudice to the petitioner as the benefits accruing to the

petitioner on his retirement, have been withheld by the respondents due to pendency of the said charge-sheet.

The prayer of the petitioner is for issuance of a direction to the respondents to decide the said charge-sheet (Annexure P-2) in a time bound manner.

Keeping in view the request made by the counsel for the petitioner, without issuance of a notice to the respondents, the present writ petition is being disposed of with a direction to the respondents that charge-sheet dated 27.04.2016 (Annexure P-2), which was issued to the petitioner be taken to the logical end within a period of six months from the date of receipt of certified copy of this order. Learned counsel for the petitioner assures this Court that petitioner will render all assistance to the respondents in finalizing the enquiry proceedings within the time frame fixed by this Court.

Respondents are also at liberty to approach this Court, in case, either the petitioner does not cooperate or due to any circumstances, which is beyond the control of respondents, enquiry is not finished within a period of six months.

It is made clear that this Court does not express any opinion in respect of the allegations mentioned in the charge-sheet.

Disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

August 20, 2019
kanchan

Whether reasoned/speaking? *Yes*
Whether reportable? *No*